

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

Crl. Misc. No. 79854-M of 2006

DATE OF DECISION : 19.02.2007

Raj Kumari Rawat & another

.... PETITIONERS

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Puneet Jindal, Advocate, for the petitioner.
 Mr. N.S. Gill, AAG, Punjab.

Petitioners Raj Kumari Rawat and Asha Rani, apprehending their arrest in a non-bailable offence in FIR No. 57 dated 18.2.2001 under Sections 420, 467, 468, 471, 120-B, 506 IPC, registered at Police Station Division No.5, Ludhiana, have filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

On December 19, 2006, interim anticipatory bail was granted to the petitioners subject to their appearing before the trial court and furnishing fresh bail bonds to its satisfaction.

I have heard counsel for the parties and have gone through the contents of the FIR as well as the order dated 9.12.2006, passed by Additional Sessions Judge, Ludhiana, whereby bail application of the petitioners has been dismissed.

Counsel for the petitioners contends that the petitioners, who are ladies, were on bail in the aforesaid case and they were regularly appearing before the court concerned, but on 14.6.2005, they remained absent from the court, because petitioner No.1 Raj Kumari Rawat was under treatment of one Doctor at Delhi and petitioner No.2 Asha Rani, who is sister of petitioner No.2, was looking after her. Counsel contends that on the

said date, nothing was to be done in the case, as against the interim order, revision petition was pending and file of the trial court was with the revisional court. Counsel submits that non-appearance of the petitioners on 14.6.2005 was un-intentional.

Counsel for the petitioners further states that in terms of the interim order dated December 19, 2006, the petitioners have appeared before the trial court and furnished their fresh bail bonds, which have been accepted and attested.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated December 19, 2006, is made absolute.

Disposed of accordingly.

February 19, 2007
ndj

(SATISH KUMAR MITTAL)
JUDGE